

ILLINOIS POLLUTION CONTROL BOARD

January 22, 2008

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)	
)	
WATER QUALITY STANDARDS AND)	R08-9
EFFLUENT LIMITATIONS FOR THE)	(Rulemaking - Water)
CHICAGO AREA WATERWAY SYSTEM)	
AND LOWER DES PLAINES RIVER)	
PROPOSED AMENDMENTS TO 35 ILL.)	
ADM. CODE 301, 302, 303, and 304)	

HEARING OFFICER ORDER

The first hearing in this rulemaking proceeding is scheduled to begin on Monday, January 28, 2008, at 10 a.m., in room 9-040, James R. Thompson Center, Chicago. As stated in the November 20, 2007 hearing officer order, this hearing will be dedicated to presentation of testimony and evidence by the Illinois Environmental Protection Agency (Agency). On January 17, 2008, the Agency notified the hearing officer that one of its witnesses, Mr. Chris Yoder, would only be available on Monday, Tuesday and Wednesday of that week.

The Board has received prefiled questions from:

- Midwest Generation, L.L.C.
- Flint Hills Resources, Joliet Facility
- Citgo Petroleum Corporation and PDV Midwest, L.L.C.
- Corn Products International, Inc.
- Chemical Industry Council of Illinois
- Metropolitan Water Reclamation District of Greater Chicago.

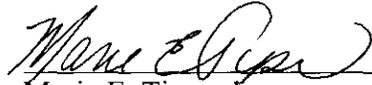
I will attempt to accommodate the Agency based on the stated availability of Mr. Yoder. The hearing will begin with the Agency's opening statements and introduction of witnesses. The cross-examination of witnesses will begin with questions for Mr. Yoder. The groups that prefiled the questions will read the questions, beginning with Midwest Generation and proceeding in the order listed above. Thus, when Midwest Generation has finished with questions for Mr. Yoder we will proceed to Flint Hills Resources and so on.

After we have completed with Mr. Yoder, we will go back to Midwest Generation's questions of the remaining Agency witnesses and proceed in the same manner until all questions have been asked and answered.

Also as indicated in November 20, 2007 hearing officer order, pre-filing of questions is not a prerequisite to asking a question. We will begin with questions that have been prefiled; however, anyone may ask follow-up questions. After completing the prefiled questions, anyone else may ask a question.

Any question about this scheduling or how the hearing will proceed can be directed to me at the phone number below. In addition, I will be in the hearing room by 9:30 a.m. on the day of the hearing for anyone who has questions before the hearing begins.

IT IS SO ORDERED.



Marie E. Tipsord
Hearing Officer
Illinois Pollution Control Board
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
(312) 814-4925
tipsorm@ipcb.state.il.us